

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

JEROME L. GRIMES,

Plaintiff,

v.

OFFICER BARBER, et al.,

Defendants.

No. C 12-80062M CW

ORDER REGARDING
FILING FEE

On March 1, 2012, Plaintiff Jerome Grimes filed this complaint regarding a settlement agreement in one of his previous cases, Grimes v. Barber, et al., C 09-0411 CW. This complaint is duplicative of Grimes v. Barber, C 11-3120 CW, which the Court dismissed because Plaintiff was "again attempting to relitigate the issues he asserted and settled in case number C 09-0411 CW."

In this case, Plaintiff points out that the Court dismissed case number C 11-3120 CW pursuant to the in forma pauperis statute, 28 U.S.C. § 1915(a), which allows a court to dismiss a complaint that is frivolous or which fails to state a claim on which relief may be granted, but that dismissal is without prejudice to the filing of a paid complaint making the same allegations. In an attachment to this complaint, Plaintiff indicates that "the filing fee of \$350 is in-route."

If Plaintiff wishes to pay the \$350 filing fee to pursue this action, he must do so within fourteen days from the date of this

1 order. This complaint will be filed when Plaintiff pays the filing
2 fee and it will be related to case number C 09-0411 CW.

3 IT IS SO ORDERED.

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5 Dated: 6/13/2012


CLAUDIA WILKEN
United States District Judge